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Attorney for Plaintiffs

UNITED STATE DISTRICT COURT  
FOR DISTRICT OF NORTHERN CALIFORNIA

BAO YI YANG, WEI WANG, AND LIANG  
XIAN FU

Plaintiffs,

vs.

SHANGHAI GOURMET, LLC, dba  
SHANGHAI GOURMET, and DOES 1-10

Defendants

Case No.: C07-4482 JL

**DECLARATION OF ADAM WANG IN  
SUPPORT OF MOTION FOR LEAVE TO  
FILE A SECOND AMENDED  
COMPLAINT**

Date: September 9, 2008  
Time: 9:30 AM  
Judge : Honorable James Larson  
Trial Date: None

I, the undersigned, declare as follows:

1. I am duly licensed to practice law in the State of California, am the attorney of record for Plaintiffs in this case. I have personal knowledge of the facts stated herein and, if called upon to testify before this court, I could and would testify competently to the following facts.

2. On May 2, 2008, by registered mail with return receipt requested, I sent both California Labor and Workforce Development Agency and Defendants a letter alleging various Labor Code violations by Defendants, and indicating Plaintiffs' intension to recover unpaid wage and appropriate penalties authorized under Labor Code § 558 on behalf all former and current employees pursuant to Private Attorney General's Act, Labor Code § 2699, *et seq.*

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Yang v. Shanghai Gourmet LLC, et al.

1           3.       On June 12, 2008, California Labor and Workforce Development Agency issued a  
2 letter indicating that it does not intend to investigate into Defendant's violations.

3           4.       In response to Plaintiffs' interrogatories, Defendant Shanghai Gourmet LLC  
4 admitted that individual Defendant Xu Liang Shen hired and supervised each Plaintiff. It is also  
5 admitted that Xu Liang Shen was also responsible for tracking the number of hours worked by  
6 each Plaintiff, calculating the wage due each Plaintiff and paying each Plaintiff.

7           I do declare under penalty of perjury under the laws of the United States that the  
8 foregoing is true and correct.

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10 Date: August 1, 2008

By: /s/ Adam Wang  
Attorney for Plaintiffs

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